

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 DEMAR RHOME,

10 Petitioner,

11 v.

12 JEFF UTTECHT,

13 Respondent.
14

Case No. C08-0691-JCC-JPD

ORDER OF DISMISSAL

15 The Court, after careful consideration of Petitioner's 28 U.S.C. § 2254 petition for writ
16 of habeas corpus, the Report and Recommendation of the Honorable James P. Donohue,
17 Petitioner's objection, the governing authorities and the balance of the record, does hereby find
18 and ORDER:

- 19 (1) Petitioner's objection (Dkt. No. 36) is OVERRULED.
20 (2) The Court adopts the Report and Recommendation.
21 (3) Respondent's motion to dismiss (Dkt. No. 30) is GRANTED and this case is
22 DISMISSED with prejudice.
23 (4) Petitioner's various other motions, specifically: motion for court to grant
24 appearance at competency trial (Dkt. No. 27-1); motion for competency
25 evaluation (Dkt. No. 27-2); motion for evidentiary hearing (Dkt. No. 27-3);
26 motion to be transported to federal jail or prison (Dkt. No. 27-4); motion for

ORDER OF DISMISSAL
PAGE - 1

1 court not to dismiss § 2254 habeas petition (Dkt. No. 28-1); motion for
2 appointment of counsel (Dkt. No. 28-2); motion to grant 180-day competency
3 evaluation (Dkt. No. 28-4); motion for transfer to Western State Hospital (Dkt.
4 No. 33); motion for evidentiary hearing (Dkt. No. 33-2); and motion to bar
5 dismissal of habeas corpus petition (Dkt. No. 33-3), are DENIED as moot.

6 (5) The Clerk is directed to send copies of this Order to all counsel of record and to
7 Judge Donohue.

8 DATED this 5th day of March, 2009.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26



John C. Coughenour
UNITED STATES DISTRICT JUDGE